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DONALD A. BARICEVAC**FACSIMILE TRANSMISSION**DATE: March 21, 2003TO: Examiner Lele
(703) 746-9239

FROM: Paul Farrell

NO. OF PAGES TO FOLLOW: (5)

COMMENTS:

Re: U.S. Patent Appln. Serial No. 09/253,976
Our Docket: 678-241

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Young-Ky KIM et al.

Examiner: Tanmay S. Lele

Serial No: 09/253,976

Group Art Unit: 2681

Filed: February 22, 1999

Docket: 678-241

For: DEVICE AND METHOD FOR PROVIDING
TIME SWITCHED TRANSMISSION
DIVERSITY IN MOBILE COMMUNICATION
SYSTEM

Dated: February 26, 2003

Assistant Commissioner for Patents
Washington, D.C. 20231**PETITION FOR CONSIDERATION OF
INFORMATION DISCLOSURE STATEMENT**

Sir:

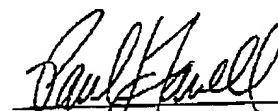
Applicants hereby petition that the references cited in the attached Information Disclosure Statement be considered by the U.S. Patent and Trademark Office. A final Office Action was mailed January 14, 2003 in connection with the above-identified patent application.

The items listed in the attached Information Disclosure Statement was cited by the Japanese Patent Office in a counterpart application, namely Appln. No. 11-542395. A copy of the Japanese Office Action dated January 14, 2003 is attached hereto.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231 on February 26, 2003.

Dated: February 26, 2003


Paul J. Farrell

CERTIFICATION UNDER 37 C.F.R. §1.97(e)(2)

Applicants submit that each item of information contained in the attached Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application no more than three months prior to the filing of the Statement.

A check in the amount of \$130.00 is enclosed to cover the surcharge under 37 C.F.R. 1.17(i). If the enclosed check is insufficient for any reason or becomes detached, please charge the required fee under 37 C.F.R. §1.16(e) to Deposit Account No. 04-1121.

TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.

Respectfully submitted,



Paul J. Farrell
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Attorney for Applicants

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PATENT

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Assistant Commissioner for Patents
Washington, D.C. 20231INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to Applicants' duty of disclosure, it is respectfully requested that the references listed in the attached form PTO-1449 be considered by the Examiner and made of record in the above-identified application. A copy of each reference is attached hereto.

The citation of the listed items is not a representation that they constitute a complete or exhaustive listing of the relevant art or that the references are prior art. The items listed are submitted in good faith, but are not intended to substitute for the Examiner's search. It is hoped, however, that in addition to apprising the Examiner of these particular items, they will assist in identifying fields of search and in making as full and complete a search as possible.

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Paul J. Farrell

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The filing of this Information Disclosure Statement is not an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

The claims of the application as now presented are believed to patentably distinguish over the prior art and to be in condition for allowance. Early and favorable consideration of the case is respectfully requested.

CERTIFICATION UNDER 37 C.F.R. §1.97(e)(2)

Applicants submit that each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application no more than three months prior to the filing of the Statement.

Respectfully submitted,



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Form PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)	ATTY. DOCKET NO. 678-241	SERIAL NO. 09/253,976
	APPLICANTS: Young-Ky KIM et al.	
	FILING DATE February 22, 1999	GROUP ART UNIT 2681

[illegible]

FOREIGN PATENT DOCUMENTS								
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
TS ↓ d		09-008716	Jan. 10, 1997	JAPAN			X	
		08-195704	Jul. 30, 1996	JAPAN			X	
		06-085744	Mar. 25, 1994	JAPAN			X	

OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)			
R	1.	Japanese Office Action dated January 14, 2003, issued in a counterpart application, namely Appln. No. 11-542395.	

EXAMINER	DATE CONSIDERED
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* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

(Form PTO-1449 16-4)